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HONOURABLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO:23031 of 2005

DATED:27-04-2006

Between:

Smt.Kotyada Mahalakshmi

..... PETITIONER

AND

1. The Commandant, College of Airforce, 2, Sardar Patel Road, Secunderabad and 3 others.

.....RESPONDENTS

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ORDER:

Heard Sri Gudapati Venkateswara Rao, learned counsel for the petitioner, Sri S.Narasimha Raju, learned counsel for the 4th respondent and Sri A.Raja Sekhar Reddy, learned Assistant Solicitor General, and with their consent the writ petition is disposed of at the stage of admission.

The grievance of the petitioner herein is, that despite her being a class-I heir of her deceased son, the official respondents are not furnishing details of his terminal benefits which are due to be paid.

Sri S.Narasimha Raju, learned counsel for the 4th respondent, would, on the other hand, submit that since the 4th respondent's name is shown as a nominee it is she who is entitled for the terminal benefits and not the petitioner herein.

Since these are all matters which are, normally, not adjudicated in proceedings under Article 226 of the Constitution of India, I do not propose to enter into a detailed examination of the claims and counter-claims made in this regard. Suffice to state that since the petitioner is entitled for information with regards details of the terminal benefits of the deceased, the said information will be furnished to the petitioner within a month from the date of receipt of a copy of this order.

Subject to the above, the writ petition is dismissed. Needless to state that consequent upon the dismissal of the writ petition, any interim order, which is passed by this Court, would no longer survive. No costs.

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27th April, 2006

SKM